

State of Minnesota

District Court

County of

Judicial District:
Court File Number:
Assigned Judge:
Case Type: Dissolution without Children

In Re the Marriage of:

Name of Petitioner (first, middle, last)

Stipulated Findings of Fact,
Conclusions of Law, Order for
Judgment, Judgment and Decree
(Gen. R. Prac. Rule 308.04)

and

Name of Respondent (first, middle, last)

A. This proceeding for dissolution of marriage came before the undersigned judge of district court on (date) at (location) in the State of Minnesota. Petitioner did did not appear. Respondent did did not appear. appeared as attorney for.

B. Petitioner is NOT represented by an attorney OR
Petitioner is represented by the following attorney:

C. Respondent is NOT represented by an attorney OR
Respondent is represented by the following attorney:

D. Service of the Summons and Petition for Dissolution of Marriage:
Respondent was personally served on, OR
Respondent signed an Admission of Service on, OR
Respondent was served by alternate means as ordered by the court as follows:
By mailing the Summons and Petition to Respondent at the address(es) stated in the Order for Service by Alternate Means on this date:
By publication of the Summons in newspaper for 3 consecutive weeks, once each week, on the following 3 dates:

E. Petitioner was served with an Answer and Counter-Petition: YES NO
If YES, Petitioner was served with the Answer and Counter-Petition on







A separate court case for marriage dissolution, legal separation, or annulment has already been started by Petitioner or Respondent in Minnesota or elsewhere?  YES  NO

If YES, the type of court case is: \_\_\_\_\_, and it was started in \_\_\_\_\_ County in the State of \_\_\_\_\_ and the Court file number is \_\_\_\_\_, and the status or outcome of the case is:

Open  Closed  or \_\_\_\_\_

**9. Protection or Harassment Order**

An *Order for Protection* or a *Harassment/Restraining Order* is in effect regarding Petitioner and Respondent?  YES  NO **If YES:** The *Order* protects:  Petitioner  Respondent and the Order was filed in \_\_\_\_\_ County in \_\_\_\_\_ State on \_\_\_\_\_ date, and the Court file number is \_\_\_\_\_.

**10. Children**

“Minor” children are under age 18, or under age 20 but still in high school.

a. Do Petitioner and Respondent have minor children together?  YES  NO

b. Do Petitioner and Respondent have any adult dependent children who are not able to support themselves because of a physical or mental condition?  YES  NO

c. Has either Petitioner or Respondent given birth during the marriage to a child who is not a child of the other spouse?  YES  NO

**If you answered NO to c, skip to d.** If YES, continue below:

i. Fill in the information for all children born during the marriage who are not biological children of both spouses.

Full Name of Child	Date of Birth	Age	Which Party is Birth Parent?


ii. Is there a Court Order naming someone other than the spouse as the father of the child(ren) listed at i?  YES  NO If YES, fill in:

Full Name of Child	Date of Court Order	County/State of Order	Court Case No.

iii. Have the spouse and biological Father signed a Minnesota Recognition of Parentage (ROP) for any of the children listed in (i) above?  YES  NO

If YES, state the full name of the child: \_\_\_\_\_

and submit a **certified copy of the Recognition of Parentage**, if not submitted with the Petition.

iv. Has a “Husband’s Non-Paternity Statement” for any of the children listed at (i) above been signed?  YES  NO

If YES, state the name of the child: \_\_\_\_\_

and submit a **certified copy of the “Husband’s Non-Paternity Statement”** if not submitted with the Petition.

(For each minor child listed at c.(i.) there should be a paternity court order OR the Recognition of Parentage **and** Non-Paternity Statement to use this Dissolution Without Children form.)

d. Neither spouse is pregnant  YES  NO (If either spouse is pregnant use Marriage Dissolution With Children form.)

**11. Public Assistance/Medical Assistance**

Note: If either party is receiving public assistance from the State of Minnesota or applies for it after this proceeding is started, the Petitioner should give notice of this marriage dissolution action to the Support and Collections office for the county paying the assistance.

a. Petitioner receives public assistance from the State of Minnesota:  YES  NO

If YES, the assistance is from \_\_\_\_\_ County. (Check all that apply):

MFIP  Tribal TANF  General Assistance  Child Care Assistance  
 Minnesota Care  Medical Assistance

b. Respondent receives public assistance from the State of Minnesota:  YES  NO

If YES, the assistance is from \_\_\_\_\_ County. (Check all that apply):

MFIP  Tribal TANF  General Assistance  Child Care Assistance  
 Minnesota Care  Medical Assistance

**12. Supplemental Security Income (SSI)**

Supplemental Security Income (SSI) is a Federal income supplement program. It is available to low-income people if they are over age 65, or blind, or disabled.

a. Petitioner receives Supplemental Security Income:  NO  YES in the amount of \$\_\_\_\_\_ per month.

b. Respondent receives Supplemental Security Income:  NO  YES in the amount of \$\_\_\_\_\_ per month.

**13. Petitioner's Employment**

a. Petitioner is employed.  YES  NO

b. Petitioner is Self-Employed.  YES  NO

c. Name and address of Petitioner's employer. (If Petitioner has more than one job, list the Name and Address of each employer.)

\_\_\_\_\_  
Name of Petitioner's Employer (If Self-Employed, list name and business address)

\_\_\_\_\_  
Employer's Street Address

\_\_\_\_\_  
City

\_\_\_\_\_  
State

\_\_\_\_\_  
Zip Code

\_\_\_\_\_  
Name of Petitioner's Employer (If Self-Employed, list name and business address)

\_\_\_\_\_  
Employer's Street Address

\_\_\_\_\_  
City

\_\_\_\_\_  
State

\_\_\_\_\_  
Zip Code



Name and address of Respondent's employer. (If Respondent has more than one job, list the Name and Address of each employer.)

\_\_\_\_\_  
 Name of Respondent's Employer (If Self-Employed list name and business address)

\_\_\_\_\_  
 Employer's Street Address

\_\_\_\_\_  
 City State Zip Code

\_\_\_\_\_  
 Name of Respondent's Employer (If Self-Employed list name and business address)

\_\_\_\_\_  
 Employer's Street Address

\_\_\_\_\_  
 City State Zip Code

**16. Respondent's Gross Income**

The Income questions ask for monthly income. If Respondent is paid weekly, multiply weekly income by 4.33 to get monthly income. If Respondent is paid every two weeks, multiply by 2.17 to get monthly income. If Respondent is paid twice a month, multiply by 2.

<b>Source of Inc</b>	<b>Amount per month (or zero) before taxes and deductions</b>
Self Employment Income	\$ _____ per month
<small>Self Employment income means gross receipts minus cost of goods sold minus ordinary and necessary business expenses. Use monthly average.</small>	
Income from all jobs	\$ _____ per month
Commissions from all jobs	\$ _____ per month
Unemployment benefits	\$ _____ per month
Social Security (SSDI or RSDI)	\$ _____ per month
Investments or Rental Income	\$ _____ per month
Annuity payments	\$ _____ per month
Pension or Disability from work or military	\$ _____ per month
Worker's Compensation	\$ _____ per month
Court-ordered spousal maintenance you receive	\$ _____ per month
Other _____	\$ _____ per month
Identify Source	

Total **gross** income \$ \_\_\_\_\_ per month  
Does Respondent receive child support payments?  YES  NO  
If YES, Respondent receives child support payments from  
\_\_\_\_\_ (name(s) of payor(s)) in the total amount of  
\$ \_\_\_\_\_ per month.

**17. Health Care Coverage**

a. Petitioner has insurance coverage **through his/her employment.**

Medical:  YES  NO Dental:  YES  NO

If YES, this medical insurance covers:  Petitioner  Respondent and this dental insurance covers:  Petitioner  Respondent

b. Respondent has insurance coverage **through his/her employment.**

Medical:  YES  NO Dental:  YES  NO

If YES, this medical insurance covers:  Petitioner  Respondent and this dental insurance covers:  Petitioner  Respondent

c. Petitioner receives Medical Assistance or Minnesota Care through the State of Minnesota.  YES  NO

d. Respondent receives Medical Assistance or Minnesota Care through the State of Minnesota.  YES  NO

**18. Spousal Maintenance**

Spousal Maintenance is money paid by one spouse to the other for living expenses.

**Check only one box:**

Petitioner and Respondent do not need spousal maintenance at this time, or in the future. Both parties agree that each party is fully capable of self-support and is not dependent upon the other for additional support in the form of spousal maintenance. Each party has made a full and fair disclosure of all income and assets and liabilities that each is responsible for, and agrees that this waiver is reasonable. The waiver is fair and equitable and is supported by the above consideration and was signed by both parties after full financial disclosure to each other.

Petitioner or Respondent may need spousal maintenance in the future. The court should reserve maintenance to allow either party to ask for spousal maintenance in the future because:

(explain why you want to do this) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Petitioner needs spousal maintenance from Respondent now. Petitioner is \_\_\_\_\_ years of age, Petitioner and Respondent have been married for \_\_\_\_\_ years. Petitioner has the following education: \_\_\_\_\_  
\_\_\_\_\_. Petitioner's gross monthly income totals \$\_\_\_\_\_.  
Petitioner's monthly expenses total \$\_\_\_\_\_ and Petitioner is not able to maintain the standard of living established during the marriage because: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Respondent has the ability to pay Petitioner \$\_\_\_\_\_ per month for spousal maintenance.

Respondent needs spousal maintenance from Petitioner now. Respondent is \_\_\_\_\_ years of age, Petitioner and Respondent have been married for \_\_\_\_\_ years. Respondent has the following education: \_\_\_\_\_  
\_\_\_\_\_. Respondent's gross monthly income totals \_\_\_\_\_

\$\_\_\_\_\_. Respondent's monthly expenses total \$\_\_\_\_\_, and Respondent is not able to maintain the standard of living established during the marriage because: \_\_\_\_\_

Petitioner has the ability to pay Respondent \$\_\_\_\_\_per month for spousal maintenance.

**19. Vehicles**

Vehicles are cars, trucks, boats, motorcycles, snowmobiles, personal watercraft, all terrain vehicles etc. owned by Petitioner and Respondent together or separately, including vehicles purchased after separation:

Petitioner owns a vehicle.  YES  NO

Respondent owns a vehicle.  YES  NO

List all vehicles owned by Petitioner and Respondent together or separately:

Type of Vehicle (car, boat, truck etc.)	Year/Make/Model	Name(s) on Title	Value	Balance Owed	Monthly Payment
			\$	\$	\$
			\$	\$	\$
			\$	\$	\$
			\$	\$	\$

**20. Marital Property**

Marital property means almost anything that you or your spouse now own that was received or bought during the marriage, even during the times you were separated. Marital Property includes household goods, furniture, jewelry, boats, real estate and other things. Marital property does *not* include a gift or inheritance received by one spouse *alone*.

The marital property been divided between Petitioner and Respondent to their satisfaction.

YES  NO

If **NO**, Petitioner requests the following marital property: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

If **NO**, Respondent requests the following marital property: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

**21. Non-Marital Property**

Non-marital property means: (1) anything that you or your spouse owned before the marriage; (2) anything that you or your spouse received as a gift, bequest, devise, or inheritance, *to you or your spouse alone*; (3) anything that you or your spouse got in trade or in exchange for your non-marital property; (4) anything that is an increase in the value of non-marital property; (5) anything you or your spouse received after the valuation date set by the court; or (6) anything defined as non-marital property by a valid antenuptial contract.

a. Petitioner has non-marital property.  YES  NO

If YES, list Petitioner's non-marital property: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

b. Respondent has non-marital property.  YES  NO

If YES, list Respondent's non-marital property: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

**22. Cash & Accounts – Not including Pension and Employer-Funded Retirement Accounts**

Petitioner has money in banks, savings, cash or investments.  YES  NO

Respondent has money in banks, savings, cash or investments.  YES  NO

If YES,

a. List all accounts owned by you alone, your spouse alone, or owned by both of you jointly including those opened after separation. "Type of account" means checking, savings, money market accounts, certificates of deposit, stocks, bonds, stock options, mutual funds,

savings bonds, and Treasury Bills, etc. Use Confidential Information Form 11.1 (CON111) to list Financial Institution name, account holder name(s), and account numbers.

Do not include Pension or Employer-Funded Retirement Accounts, which are listed at #26.

<b>Financial Institution</b>	<b>Type of Account</b>	<b>Amount</b>	<b>Belongs to:</b> (name on account)
		\$	
		\$	
		\$	
		\$	
		\$	
		\$	

b. List cash not listed at a.:

Petitioner has cash in the amount of \$\_\_\_\_\_.

Respondent has cash in the amount of \$\_\_\_\_\_.

**23. Business Interest**

Petitioner has an interest in a business.  YES  NO

Respondent has an interest in a business.  YES  NO

If YES, the name of the business is \_\_\_\_\_, the address is

\_\_\_\_\_

and the value is \$\_\_\_\_\_. I arrived at this value as follows: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**24. Manufactured Home**

Petitioner owns a manufactured home.  YES  NO

Respondent owns a manufactured home.  YES  NO

**If either Petitioner or Respondent own a manufactured home, together or separately, complete the following information:**

- a. Address of the manufactured home: \_\_\_\_\_  
in the city of \_\_\_\_\_, state of \_\_\_\_\_
- b. What type of home is it? (single, double-wide etc.) \_\_\_\_\_
- c. Whose name(s) is on the title? \_\_\_\_\_
- d. When was the home purchased? \_\_\_\_\_
- e. What was the purchase price? \$ \_\_\_\_\_
- f. What is the current values of the home? \$ \_\_\_\_\_
- g. How did you arrive at that amount as the current value? \_\_\_\_\_  
\_\_\_\_\_
- h. How much money is still owed on the home? \$ \_\_\_\_\_
- i. If money is owed on the home, who is the money owed to? \_\_\_\_\_
- j. Do you own the land the home sits on, or do you rent a lot?  Rent  Own

Note: If you own the lot, you must list the land at Paragraph 25.

**25. Real Property - Land, Buildings, Contracts for Deed**

All real property now owned by Petitioner or Respondent together or separately must be listed. Include real property acquired before the marriage, during the marriage, and after separation.

- a. Petitioner and Respondent jointly own real property.  YES  NO
- b. Petitioner owns real property solely in his/her own name or with someone other than Respondent.  YES  NO
- c. Respondent owns real property solely in his/her own name or with someone other than Petitioner.  YES  NO

d. How many properties are owned by you and your spouse in total?  None  One  Two  Three  \_\_\_\_\_

**If you or your spouse own real property, separately or together,** complete the following information about the property. If there is more than one piece of real property, photocopy and complete a Real Property Information page for each piece of property. Staple the additional sheets to the Stipulated Findings of Fact and label each sheet "Attachment to Stipulated Findings of Fact of \_\_\_\_\_(your names)"

**Real Property Information**

1. Real Estate belongs to: (List full names of all owners) \_\_\_\_\_

2. Legal Description is: (The full legal description **must** be included. Copy the legal description from the deed. Do not use the property tax statement legal description. If the legal description is long, you may use an attachment. Type or print neatly.)

3. Street Address of the real property is: \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_  
The property is in \_\_\_\_\_ County.

4. Purchase date \_\_\_\_\_(month , day, year) and purchase price:\$ \_\_\_\_\_

5. Mortgages or loans: (List all mortgages and loans on the property)

There are no mortgages or loans on this property.

1<sup>st</sup> Mortgage: Amount currently owed \$ \_\_\_\_\_ and name of lender \_\_\_\_\_

2<sup>nd</sup> Mortgage: Amount currently owed \$ \_\_\_\_\_ and name of lender \_\_\_\_\_

Other mortgages or loans: \_\_\_\_\_

6. Current Market Value of this property:\$ \_\_\_\_\_

How did you arrive at this value? \_\_\_\_\_

7. This property is the homestead: \_\_\_\_\_ Yes \_\_\_\_\_ No

**26. Retirement Plans**

a. **Petitioner** has a retirement account. (IRA, 401(k), 403(b) or other)

YES  NO If **YES**: The name of the Financial Institution, account holder name(s), and account number is listed on Confidential Information Form 11.1 (CON111). The current balance is: \$ \_\_\_\_\_

b. **Petitioner**, or Petitioner's past or present employer, union, or other group, paid money into a pension, profit sharing, or other retirement plan for Petitioner.

YES  NO If **YES**:

i. The name of the plan is: \_\_\_\_\_

ii. The employer, union or group providing the plan is: \_\_\_\_\_

iii. The date Petitioner began working at the job or joined the union or group plan is: \_\_\_\_\_

iv. The type of plan is: (e.g. defined benefit, defined contribution) \_\_\_\_\_

v. The present value of the pension or plan is: \_\_\_\_\_

c. **Respondent** has a retirement account. (IRA, 401(k), 403(b) or other)





**29. Other Findings**

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**BASED UPON THE ABOVE INFORMATION**, the parties agree that the Court shall make the following:

**CONCLUSIONS OF LAW**

1. The bonds of matrimony between Petitioner and Respondent are dissolved, so they are single and not married.

**2. Health Care Coverage for the Parties**

a. Each party to provide for his or her own  medical  dental insurance.

b. \_\_\_\_\_(full name) shall provide  medical

dental insurance for \_\_\_\_\_  
(full name)

c. Allowing \_\_\_\_\_(full name), at his/her own expense, to continue the dependent coverage available under the other party's insurance plan, pursuant to federal and state statutes.

d. Reserving the issue of medical and dental insurance for the parties.

**3. Spousal Maintenance**

a. Neither party is awarded spousal maintenance. Petitioner and Respondent have waived any claims to spousal maintenance for the past, present, or future and expressly waive all rights to modify their waivers of maintenance. This court is divested of jurisdiction to award or modify maintenance in the future pursuant to *Karon v. Karon*, 435 N.W.2d 501 (Minn. 1989).

Consideration for this agreement is: (check all that apply)

- the parties' mutual waivers of maintenance
- the property settlement
- the parties' respective incomes and ability to earn income
- other: \_\_\_\_\_

The Court has reviewed this agreement and finds it to be fair and equitable under all of the circumstances, and supported by sufficient consideration including the parties' mutual waivers, incomes per year and the property division. Full disclosure of each party's financial circumstances has occurred.

b. Maintenance is reserved because: \_\_\_\_\_

\_\_\_\_\_

Either party can ask the court to order the payment of spousal maintenance in the future by filing a Motion stating a change in circumstances.

c.  Petitioner  Respondent shall pay permanent spousal maintenance to the other party in the amount of \$ \_\_\_\_\_ per month starting on (date): \_\_\_\_\_. Any past due amounts are still owed.

d.  Petitioner  Respondent shall pay temporary spousal maintenance to the other party in the amount of \$ \_\_\_\_\_ per month starting on (date): \_\_\_\_\_ and ending: \_\_\_\_\_. Any past due amounts are still owed.

The monthly amount of permanent or temporary spousal maintenance shall be:

subject to income withholding from the payor's income, regardless of source, by his or her employer, trustee, or other payor of funds and mailed to: Minnesota Child Support Payment Center, P.O. Box 64326, St. Paul, MN 55164-0326. If the person paying spousal support is self-employed, send payments to Minnesota Child Support Payment Center, P.O. Box 64306, St. Paul, MN 55164-0306. **To start income withholding, Petitioner or Respondent must apply for income withholding at the Child Support Office in their county.** Until income withholding starts, the person owing maintenance shall pay the amount directly to the spouse receiving it.

**OR**

Maintenance shall be paid directly by the spouse owing the maintenance to the spouse receiving it, payable on the \_\_\_\_\_ day of each month.

**4. Vehicles**

Awarding the vehicles as follows and ordering the party receiving the vehicles to pay for any loans or insurance for such vehicle:

<b>Year / Make / Model</b>	<b>Awarded to:</b>

**5. Marital Property**

The parties' marital property, household goods, furniture and furnishings are awarded:

- a. As currently divided **OR**
- b. As follows (add pages if necessary):

To Petitioner: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

To Respondent: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**6. Non-Marital Property**

The parties' non-marital property is awarded:

- a. As currently divided **OR**
- b. As follows (add pages if necessary):

To Petitioner: \_\_\_\_\_  
\_\_\_\_\_

To Respondent: \_\_\_\_\_  
\_\_\_\_\_

**7. Cash and Accounts**

a. Awarding the savings and investments as follows:

<b>Institution</b>	<b>Type of Account</b>	<b>Amount</b>	<b>Awarded to</b>
		\$	
		\$	
		\$	
		\$	
		\$	
		\$	

b.  Awarding any cash not included in a. above to the party who currently has the cash  
OR

Awarding the cash as follows: \_\_\_\_\_

**8. Business**

None OR

Awarding the parties' **business** as follows: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**9. Manufactured Home**

None OR

Awarding the manufactured home located at : \_\_\_\_\_

street address

city

state

to  Petitioner  Respondent. The debt on the manufactured home owed to: \_\_\_\_\_  
\_\_\_\_\_ shall be paid by  Petitioner  Respondent.

**10. Real Property**

None OR

Awarding solely to  Petitioner  Respondent all right, title, and interest of  
the parties in the real property located at:

Street address \_\_\_\_\_  
in the City of \_\_\_\_\_, County of \_\_\_\_\_,  
State of \_\_\_\_\_, which has the following legal description: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

with the following mortgages and loans to be paid, after the divorce is final, by

Petitioner  Respondent:

1<sup>st</sup> Mortgage: Amount currently owed: \$ \_\_\_\_\_ and name of lender: \_\_\_\_\_  
\_\_\_\_\_

2<sup>nd</sup> Mortgage: Amount currently owed: \$ \_\_\_\_\_ and name of lender: \_\_\_\_\_  
\_\_\_\_\_

and subject to the following liens or other agreements:

A lien in favor of  Petitioner  Respondent in the amount of \$ \_\_\_\_\_

Other request regarding the property: (describe the request fully) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**11. Additional Real Property**

None OR

Awarding solely to  Petitioner  Respondent all right, title, and interest of the parties in the real property located at:

Street address \_\_\_\_\_

in the City of \_\_\_\_\_, County of \_\_\_\_\_

State of \_\_\_\_\_, which has the following legal description: \_\_\_\_\_

\_\_\_\_\_

with the following mortgages and loans to be paid, after the divorce is final, by

Petitioner  Respondent:

1<sup>st</sup> Mortgage: Amount currently owed: \$\_\_\_\_\_ and name of lender: \_\_\_\_\_

2<sup>nd</sup> Mortgage: Amount currently owed: \$\_\_\_\_\_ and name of lender: \_\_\_\_\_

and subject to the following liens or other agreements:

A lien in favor of  Petitioner  Respondent in the amount of \$\_\_\_\_\_

Other request regarding the property: (describe the request fully) \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**12. Retirement Funds**

a. Awarding Petitioner’s pension, profit sharing, retirement plan, I.R.A., or 401(k) or other retirement fund as follows:

Petitioner has no retirement funds OR

100% to Petitioner OR

Dividing Petitioner's retirement benefits fairly and equitably between the parties as follows: \_\_\_\_\_

b. Awarding Respondent's pension, profit sharing, retirement plan, I.R.A., or 401(k) or other retirement fund as follows:

Respondent has no retirement funds OR

100% to Respondent OR

Dividing Respondent's retirement benefits fairly and equitably between the parties as follows: \_\_\_\_\_

**13. Debts**

a. Dividing the debts as follows and ordering each party to hold the other harmless from any responsibility for the debts so divided. *Include all debts listed at #27 above.*

Debt Owed To:	To Be Paid By:

b. Ordering that each party is solely responsible for paying any other debts incurred solely by him or her and ordering each party to hold the other harmless from any responsibility for such separately incurred debts.

**14. Name Change**

Neither party is requesting a name change.

OR

Changing Petitioner's name to:

\_\_\_\_\_

First

Middle

Last

Changing Respondent's name to:

\_\_\_\_\_

First

Middle

Last

**15. Other:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**16.** Each party shall execute any and all documents necessary to transfer real and personal property as awarded herein without further order of the Court. Should either party fail to execute the necessary documents, a certified copy of the Judgment and Decree shall operate to transfer title as awarded.

**17.** Petitioner and Respondent agree that after a Judgment and Decree has been entered herein, Petitioner may have a third party, age 18 or older, serve the *Judgment and Decree* upon Respondent by mailing it to Respondent's last known address by first class mail, postage prepaid. The parties agree that service by mail instead of personal service shall constitute proper service of the *Judgment and Decree* for all purposes. Petitioner is responsible for filing an *Affidavit of Service* of the *Judgment and Decree* in the court file.

**NOTICE: APPENDIX A SHALL BE INCORPORATED AND MADE A PART OF THE JUDGMENT AND DECREE.** Appendix A contains provisions regarding Payments to Public Agency, Minnesota Statutes § 518A.50; Depriving Another of Custodial or Parental Rights--A

Felony, Minnesota Statutes § 609.26; Rules of Support, Maintenance, Parenting Time; Parental Rights from Minnesota Statutes § 518.17, subdivision 3; Wage and Income Deduction of Support and Maintenance, Minnesota Statutes § 518A.53; Change of Address or Residence; Cost of Living Increase of Support and Maintenance pursuant to Minnesota Statutes § 518A.75; Judgments for Unpaid Support pursuant to Minnesota Statutes § 548.091; Judgments for Unpaid Maintenance pursuant to Minnesota Statutes §548.091; Medical Insurance and Expenses pursuant to Minnesota Statutes § 518A.41; and Minnesota Statutes § 259.115 regarding criminal penalties for failure to comply with felon name change law.

### **ACKNOWLEDGEMENT**

The undersigned parties affirm to the Court that the foregoing *Conclusions of Law* incorporate the parties' complete and full agreement for marital termination to resolve all issues in this dissolution case, and upon approval and entry by the court, shall constitute the judgment and decree for marriage dissolution for all purposes. Furthermore, the parties assert that the facts stated in the *Findings of Fact* are true and accurate, that each party has fully disclosed the nature and extent of his or her property, debts, and income, and that this agreement is based upon that full and fair disclosure. The parties ask the Court to enter judgment in strict conformity with the foregoing and, so long as the Court does so, the parties agree that this matter may proceed as by default. If the Court intends to deviate at all from the terms of the foregoing, each party shall be notified and given the opportunity to present all arguments concerning all issues in the dissolution case.

STATE OF MINNESOTA )  
 ) SS  
COUNTY OF \_\_\_\_\_ )  
(County where document is signed)

STATE OF MINNESOTA )  
 ) SS  
COUNTY OF \_\_\_\_\_ )  
(County where document is signed)

I declare under penalty of perjury that everything I have stated in this document is true and correct.  
Minn. Stat. § 358.116.

DATED: \_\_\_\_\_

DATED: \_\_\_\_\_

**Signature of Petitioner**

**Signature of Respondent**

**Petitioner**

**Respondent**

is not represented by an attorney  
**(Sign Petitioner’s Waiver of Counsel)**  
 is represented by the following attorney:  
Attorney’s Name: \_\_\_\_\_  
Attorney’s ID #: \_\_\_\_\_  
Telephone: (\_\_\_\_) \_\_\_\_\_  
Attorney’s Address \_\_\_\_\_  
City, State, Zip \_\_\_\_\_  
E-mail address \_\_\_\_\_

is not represented by an attorney  
**(Sign Respondent’s Waiver of Counsel)**  
 is represented by the following attorney:  
Attorney’s Name: \_\_\_\_\_  
Attorney’s ID #: \_\_\_\_\_  
Telephone: (\_\_\_\_) \_\_\_\_\_  
Attorney’s Address \_\_\_\_\_  
City, State, Zip \_\_\_\_\_  
E-mail address \_\_\_\_\_

By \_\_\_\_\_  
**Attorney for Petitioner**

By \_\_\_\_\_  
**Attorney for Respondent**

**ORDER FOR JUDGMENT  
LET JUDGMENT BE ENTERED IMMEDIATELY.**

The foregoing facts were found by me after due hearing and the Order thereon is recommended.

BY THE COURT

\_\_\_\_\_

\_\_\_\_\_

District Court Referee

Judge of District Court

Dated: \_\_\_\_\_

Dated: \_\_\_\_\_

**JUDGMENT**

I certify the above *Conclusions of Law* are the Judgment of the Court and Judgment is hereby entered.

\_\_\_\_\_  
Court Administrator

\_\_\_\_\_  
Deputy

Dated: \_\_\_\_\_

**PETITIONER’S WAIVER OF COUNSEL**

I, \_\_\_\_\_, know I have the right to be represented by a lawyer of my choice. I hereby expressly waive that right and I freely and voluntarily sign the foregoing stipulation to terminate my marriage and resolve all issues in this marriage dissolution case. I understand that an attorney would be helpful in determining the issues contained in the foregoing stipulation; however, I specifically decline to retain independent counsel.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Petitioner

**RESPONDENT’S WAIVER OF COUNSEL**

I, \_\_\_\_\_ declare as follows:

1. I know I have the right to be represented by an attorney of my choice. I hereby expressly waive that right and I freely and voluntarily sign the foregoing stipulation to terminate my marriage and resolve all issues in this marriage dissolution case.

2. I understand that an attorney would be helpful in determining issues contained in the foregoing stipulation; however, I specifically decline to retain independent counsel.

3. I hereby expressly waive any right to contest the agreements set forth in the foregoing stipulation and I waive the thirty (30) days period to answer.

4. My spouse may proceed to judgment pursuant to the terms of said stipulation as if by default, and without further notice to me.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Respondent

## APPENDIX A

### NOTICE IS HEREBY GIVEN TO THE PARTIES:

**I. PAYMENTS TO PUBLIC AGENCY.** According to Minnesota Statutes, section 518A.50, payments ordered for maintenance and support must be paid to the Minnesota child support payment center as long as the person entitled to receive the payments is receiving or has applied for public assistance or has applied for support and maintenance collection services. Parents mail payments to: P.O. Box 64326, St. Paul, MN 55164-0326. Employers mail payments to: P.O. Box 64306, St. Paul, MN 55164.

**II. DEPRIVING ANOTHER OF CUSTODIAL OR PARENTAL RIGHTS -- A FELONY.** A person may be charged with a felony who conceals a minor child or takes, obtains, retains, or fails to return a minor child from or to the child's parent (or person with custodial or parenting time rights), according to Minnesota Statutes, section 609.26. A copy of that section is available from any court administrator.

**III. NONSUPPORT OF A SPOUSE OR CHILD – CRIMINAL PENALTIES.** A person who fails to pay court-ordered child support or maintenance may be charged with a crime, which may include misdemeanor, gross misdemeanor, or felony charges, according to Minnesota Statutes, section 609.375. A copy of that section is available from any district court clerk.

### IV. RULES OF SUPPORT, MAINTENANCE, PARENTING TIME.

- A. Payment of support or spousal maintenance is to be as ordered, and the giving of gifts or making purchases of food, clothing, and the like will not fulfill the obligation.
- B. Payment of support must be made as it becomes due, and failure to secure or denial of parenting time is NOT an excuse for nonpayment, but the aggrieved party must seek relief through a proper motion filed with the court.
- C. Nonpayment of support is not grounds to deny parenting time. The party entitled to receive support may apply for support and collection services, file a contempt motion, or obtain a judgment as provided in Minnesota Statutes, section 548.091.
- D. The payment of support or spousal maintenance takes priority over payment of debts and other obligations.
- E. A party who accepts additional obligations of support does so with the full knowledge of the party's prior obligation under this proceeding.
- F. Child support or maintenance is based on annual income, and it is the responsibility of a person with seasonal employment to budget income so that payments are made throughout the year as ordered.
- G. *A Parental Guide to Making Child-Focused Parenting-Time Decisions* is available from any court administrator.
- H. The nonpayment of support may be enforced through the denial of student grants; interception of state and federal tax refunds; suspension of driver's, recreational, and occupational licenses; referral to the department of revenue or private collection agencies; seizure of assets, including bank accounts and other assets held by financial institutions; reporting to credit bureaus; interest charging, income withholding, and contempt proceedings; and other enforcement methods allowed by law.
- I. The public authority may suspend or resume collection of the amount allocated for child care expenses if the conditions of Minnesota Statutes, section 518A.40, subdivision 4, are met.
- J. The public authority may remove or resume a medical support offset if the conditions of section 518A.41, subdivision 16, are met.
- K. The public authority may suspend or resume interest charging on child support judgments if the conditions of section 548.091, subdivision 1a, are met.

**V. MODIFYING CHILD SUPPORT.** If either the obligor or obligee is laid off from employment or receives a pay reduction, child support may be modified, increased, or decreased. Any modification will only take effect when it is ordered by the court, and will only relate back to the time that a motion is filed. Either the obligor or obligee may file a motion to modify child support, and may request the public agency for help. **UNTIL A MOTION IS FILED, THE CHILD SUPPORT OBLIGATION WILL CONTINUE AT THE CURRENT LEVEL. THE COURT IS NOT PERMITTED TO REDUCE SUPPORT RETROACTIVELY.**

**VI. PARENTAL RIGHTS FROM MINNESOTA STATUTES, SECTION 518.17, SUBDIVISION 3. UNLESS OTHERWISE PROVIDED BY THE COURT:**

- A. Each party has the right of access to, and to receive copies of, school, medical, dental, religious training, police reports, and other important records and information about the minor children. Each party has the right of access to information regarding health or dental insurance available to the minor children. Presentation of a copy of this order to the

custodian of a record or other information about the minor children constitutes sufficient authorization for the release of the record or information to the requesting party.

- B. Each party has the right to be informed by the other party as to the name and address of the school of attendance of the minor children. Each party has the right to be informed by school officials about the children's welfare, educational progress and status, and to attend school and parent teacher conferences. The school is not required to hold a separate conference for each party.
- C. Each party has the right to be notified by the other party of an accident or serious illness of a minor child, including the name of the health care provider and the place of treatment.
- D. Each party has the right to be notified by the other party if the minor child is the victim of an alleged crime, including the name of the investigating law enforcement officer or agency. There is no duty to notify if the party to be notified is the alleged perpetrator.
- E. Each party has the right of reasonable access and telephone contact with the minor children.

**VII. WAGE AND INCOME DEDUCTION OF SUPPORT AND MAINTENANCE.** Child support and / or spousal maintenance may be withheld from income, with or without notice to the person obligated to pay, when the conditions of Minnesota Statutes, section 518A.53, have been met. A copy of that section is available from any court administrator.

**VIII. CHANGE OF ADDRESS OR RESIDENCE.** Unless otherwise ordered, each party shall notify the other party, the court, and the public authority responsible for collection, if applicable, of the following information within ten days of any change: residential and mailing address, telephone number, driver's license number, social security number, and name, address, and telephone number of the employer.

**IX. COST OF LIVING INCREASE OF SUPPORT AND MAINTENANCE.** Basic support and / or spousal maintenance may be adjusted every two years based upon a change in the cost of living (using the U.S. Department of Labor, Bureau of Labor Statistics, consumer price index Mpls. St. Paul, for all urban consumers (CPI-U), unless otherwise specified in this order) when the conditions of Minnesota Statutes, section 518A.75, are met. Cost of living increases are compounded. A copy of Minnesota Statutes, section 518A.75, and forms necessary to request or contest a cost of living increase are available from any court administrator.

**X. JUDGMENTS FOR UNPAID SUPPORT; INTEREST.** According to Minnesota Statutes, section 548.091:

- A. If a person fails to make a child support payment, the payment owed becomes a judgment against the person responsible to make the payment by operation of law on or after the date the payment is due, and the person entitled to receive the payment or the public agency may obtain entry and docketing of the judgment **without notice** to the person responsible to make the payment.
- B. Interest begins accruing on a payment or installment of child support whenever the unpaid amount due is greater than the current support due.

**XI. JUDGMENTS FOR UNPAID MAINTENANCE.** A judgment for unpaid spousal maintenance may be entered and docketed when the conditions of Minnesota Statutes, section 548.091, are met. A copy of that section is available from any court administrator.

**XII. ATTORNEY FEES AND COLLECTION COSTS FOR ENFORCEMENT OF CHILD SUPPORT.** A judgment for attorney fees and other collection costs incurred in enforcing a child support order will be entered against the person responsible to pay support when the conditions of Minnesota Statutes, section 518A.735, are met. A copy of that section and forms necessary to request or contest these attorney fees and collection costs are available from any court administrator.

**XIII. PARENTING TIME EXPEDITOR PROCESS.** On request of either party or on its own motion, the court may appoint a parenting time expeditor to resolve parenting time disputes under Minnesota Statutes, section 518.1751. A copy of that section and a description of the expeditor process is available from any court administrator.

**XIV. PARENTING TIME REMEDIES AND PENALTIES.** Remedies and penalties for wrongful denial of parenting time are available under Minnesota Statutes, section 518.175, subdivision 6. These include compensatory parenting time; civil penalties; bond requirements; contempt; and reversal of custody. A copy of that subdivision and forms for requesting relief are available from any court administrator.

**In addition to the Notices on pages 31 and 32, the following NOTICE applies to all orders addressing custody pursuant to Minn. Stat. § 518.17, subd. 3a.**

**NOTICE**

**EACH PARTY IS GRANTED THE FOLLOWING RIGHTS:**

1. Right of access to, and to receive copies of, school, medical, dental, religious training, police reports, and other important records and information about the minor children.
2. Right of access to information regarding health or dental insurance available to the minor children.
3. Right to be informed by the other party as to the name and address of the school of attendance of the minor children.
4. Right to be informed by school officials about the children's welfare, educational progress and status, and to attend school and parent-teacher conferences. The school is not required to hold a separate conference for each party, unless attending the same conference would result in violation of a court order prohibiting contact with a party.
5. Right to be notified by the other party of an accident or serious illness of a minor child, including the name of the health care provider and the place of treatment.
6. Right to be notified by the other party if the minor child is the victim of an alleged crime, including the name of the investigating law enforcement officer or agency. There is no duty to notify if the party to be notified is the alleged perpetrator.
7. Right to reasonable access and telephone or other electronic contact with the minor children.